

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

VINCENT P. ANGIOLILLO,	:	
	:	
Plaintiff,	:	Civil Action
	:	
v.	:	
	:	
JEFFREY S. LITWIN, JOEL MORGANROTH,	:	No. 2:12-cv-02768
STEPHEN S. PHILLIPS, KLAUS P. BESIER,	:	
GERALD A. FAICH, ELAM M. HITCHNER,	:	
STEPHEN M. SCHEPPMANN, GENSTAR	:	
CAPITAL, LLC, GENSTAR CAPITAL	:	
PARTNERS VI, L.P., EXPLORER HOLDINGS,	:	
INC., EXPLORER ACQUISITION CORP., AND	:	
ERESEARCHTECHNOLOGY, INC.	:	
	:	
Defendants.	:	

**STIPULATION OF DISMISSAL WITH PREJUDICE AND WITHOUT COSTS**

Plaintiff Vincent P. Angiolillo, Defendants Jeffrey S. Litwin, Joel Morganroth, Stephen S. Phillips, Klaus P. Besier, Gerald A. Faich, Elam M. Hitchner, Stephen M. Scheppman, and eResearchTechnology, Inc., and Defendants Genstar Capital, LLC, Genstar Capital Partners VI, L.P., Explorer Holdings, Inc., Explorer Acquisition Corp., by their undersigned counsel, hereby request that all claims and causes of action be dismissed with prejudice with regards to the above-captioned matter. In support thereof, the parties state as follows:

1. The parties to the above-captioned action, and all related actions pending in other courts, including the first-filed and consolidated action pending in the Court of Chancery of the State of Delaware (the "Delaware Action"), have entered into an October 15, 2012 Stipulation and Agreement of Compromise, Settlement and Release ("Stipulation") (a copy of which is attached hereto as Exhibit A).

2. The Stipulation requires the parties to submit, within five (5) business days of the entry of the Order and Final Judgment in the Delaware Action, appropriate papers in the above-captioned action, stipulating to and requesting dismissal of this action with prejudice.

3. The Court of Chancery of the State of Delaware approved the Stipulation and the settlement contemplated thereby and dismissed with prejudice the Delaware Action in its entirety in a January 30, 2013 Order and Final Judgment (a copy of which is attached hereto as Exhibit B).

WHEREFORE, in consideration of the foregoing, the parties hereby stipulate and agree, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) that all claims and causes of action are hereby dismissed with prejudice with regards to the above-captioned matter.

Date: February \_\_, 2013

/s/ Vincent A. Coppola  
Vincent A. Coppola  
PRIBANIC & PRIBANIC  
513 Court Place  
Pittsburgh, PA 15219  
(412) 281-8844  
vcoppola@pribanic.com

*Attorney for Plaintiff Vincent P. Angiolillo*

/s/ Benjamin J. Eichel  
Robert L. Hickok (PA Attorney I.D. 30101)  
Gay Parks Rainville (PA Attorney I.D. 53192)  
Benjamin J. Eichel (PA Attorney I.D. 307078)  
PEPPER HAMILTON LLP  
3000 Two Logan Square  
Eighteenth and Arch Streets  
Philadelphia, PA 19103-2799  
(215) 981-4000  
hickokr@pepperlaw.com  
rainvilg@pepperlaw.com  
eichelb@pepperlaw.com

*Attorneys for Defendants  
eResearchTechnology, Inc., Jeffrey S. Litwin,  
Joel Morganroth, Elam M. Hitchner, III,  
Stephen S. Phillips, Gerald A. Faich, Stephen  
M. Scheppmann, and Klaus P. Besier*

/s/ Richard A. Ejzak  
Richard A. Ejzak (PA Attorney I.D. 56699)

Leah R. Imbrogno (PA Attorney I.D. 309450)  
COHEN & GRIGSBY, PC  
625 Liberty Avenue  
Pittsburgh, PA 15222  
(412) 297-4900  
rejkak@cohenlaw.com  
limbrogno@cohenlaw.com

*Attorneys for Defendants Genstar Capital,  
LLC, Explorer Holdings, Inc. and Explorer  
Acquisition Corp.*

**APPROVED BY THE COURT:**

Date: 2/6/13

  
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Michael M. Baylson, J.